

*H. Davis*  
PATENT

Attorney Docket No.: SALK15202  
*OP-K-00*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Evans et al.

Application No.: 09/042,488

Filed: March 16, 1998

For: METHOD FOR MODULATING  
EXPRESSION OF EXOGENOUS  
GENES IN MAMMALIAN SYSTEMS,  
AND PRODUCTS RELATED  
THERETO



) Group Art Unit: 1633  
)  
) Examiner: S. Kaushal  
)  
) CERTIFICATION UNDER 37 CFR §1.8  
)  
) I hereby certify that the documents referred to as enclosed herein  
) are being deposited with the United States Postal Service as first  
) class mail on this date January 3, 2000 in an envelope  
) addressed to: Assistant Commissioner for Patents, Washington,  
) D.C. 20231  
) Stephen E. Reiter, Reg. No.: 31,192  
(Name of person mailing paper)  
)  
)  
)

*SE* Signature

*1/3/00* Date

Assistant Commissioner for Patents  
Washington, D.C. 20231

**PETITION FOR EXTENSION OF TIME**

Sir:

This is a request under the provisions of 37 C.F.R. § 1.136(a) to extend the period for taking further action in this case.

The requested extension is for three-months, extending the period from October 2, 1999 to January 2, 2000 (Weekend, next business day, January 3, 2000).

01/12/2000 DVUONG 00000055 071895 09042488

02 FC:217 435.00 CH

In re Application of  
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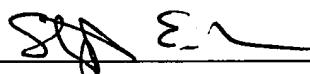


PATENT  
Attorney Docket No.: SALK1520-2

The Commissioner is hereby authorized to charge \$585.00; \$150.00 of which covers the Notice of Appeal fee and \$435.00 of which covers the fee for a three-month extension of time, as well as any additional fees that may be required by this paper to Deposit Account No. 07-1895. A duplicate copy of this Petition is attached.

Respectfully submitted,

Date: January 3, 2000

  
\_\_\_\_\_  
Stephen E. Reiter  
Reg. No. 31,192  
Telephone: (858) 677-1409  
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1600  
San Diego, California 92121-2189

HJ  
Davis  
01-14-00

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF  
PATENT APPEALS AND INTERFERENCES.

Attorney Docket No.:  
SALK1520-2



In re Application of: Evans et al.

Application No: 09/042,488 Filed: March 16, 1998

For: METHOD FOR MODULATING EXPRESSION OF  
EXOGENOUS GENES IN MAMMALIAN  
SYSTEMS, AND PRODUCTS RELATED THERETO

Group Art Unit: 1633 Examiner: S. Kaushal

Applicants hereby appeal to the Board of Appeals from the decision dated July 2, 1999 of the  
Examiner rejecting claims 1-34.

|    |                                     |  |          |
|----|-------------------------------------|--|----------|
| 1. | <input checked="" type="checkbox"/> | Appeal Fee (37 C.F.R. 1.17(e))   |          |
|    |                                     | <input type="checkbox"/> other than small entity   | \$300.00 |
|    | <input checked="" type="checkbox"/> | small entity   | \$150.00 |
|    |                                     | <input type="checkbox"/> verified statement attached   |          |
|    | <input checked="" type="checkbox"/> | verified statement previously filed on <u>June 1, 1998</u> in U.S. Application No. <u>09/042,488</u> . |          |

|   |                                     |   |            |
|---|-------------------------------------|---|------------|
| 2 | <input checked="" type="checkbox"/> | A petition and fee for an extension of time for reply to the rejection is attached.   |            |
|   |                                     | Extension Fee (37 C.F.R. 1.17(a) - (c))   |            |
|   |                                     | <input type="checkbox"/> other than small entity  |            |
|   |                                     | <input type="checkbox"/> \$110.00 <input type="checkbox"/> \$380.00 <input type="checkbox"/> \$870.00 <input type="checkbox"/> \$1,360.00         | \$1,360.00 |
|   | <input checked="" type="checkbox"/> | small entity  |            |
|   | <input checked="" type="checkbox"/> | verified statement previously filed on <u>June 1, 1998</u> in U.S. Application No. <u>09/042,488</u> .  |            |
|   | <input type="checkbox"/>            | <input type="checkbox"/> \$55.00 <input type="checkbox"/> \$190.00 <input checked="" type="checkbox"/> \$435.00 <input type="checkbox"/> \$680.00 | \$680.00   |

01/12/2000 DVUONG 00000055 071895 09042488

01 FC:219 150.00 CH